#### Pt. 82

Transition provisions: (a) The amendments herein shall become effective upon publication in the FEDERAL REG-

(b) These rules shall apply to any proceeding or part thereof to which Part 80 of this title as amended effective October 19, 1967 (published in the FEDERAL REGISTER for October 19, 1967), and as the same may be hereafter amended, applies. In the case of any proceeding or part thereof governed by the provisions of part 80 as that part existed prior to such amendment, and rules in this part 81 shall apply as if these amendments were not in effect.

## PART 82—GOVERNMENTWIDE RE-QUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSIST-ANCE)

#### Subpart A—Purpose and Coverage

Sec.

82.100 What does this part do?

82.105 Does this part apply to me?

82.110 Are any of my Federal assistance awards exempt from this part?

82.115 Does this part affect the Federal contracts that I receive?

#### Subpart B—Requirements for Recipients Other Than Individuals

82.200 What must I do to comply with this part?

82.205 What must I include in my drug-free workplace statement?

82.210 To whom must I distribute my drugfree workplace statement?

82.215 What must I include in my drug-free awareness program?

82.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?82.225 What actions must I take concerning

82.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?

82.230 How and when must I identify workplaces?

# Subpart C—Requirements for Recipients Who Are Individuals

82.300 What must I do to comply with this part if I am an individual recipient? 82.301 [Reserved]

### Subpart D—Responsibilities of HHS Awarding Officials

82.400 What are my responsibilities as an HHS awarding official?

#### 45 CFR Subtitle A (10-1-07 Edition)

# Subpart E—Violations of This Part and Consequences

82.500 How are violations of this part determined for recipients other than individuals?

82.505 How are violations of this part determined for recipients who are individuals?

82.510 What actions will the Federal Government take against a recipient determined to have violated this part?

82.515 Are there any exceptions to those actions?

#### **Subpart F—Definitions**

82.605 Award.

82.610 Controlled substance.

82.615 Conviction.

82.620 Cooperative agreement.

82.625 Criminal drug statute.

82.630 Debarment.

82.635 Drug-free workplace.

82.640 Employee.

82.645 Federal agency or agency.

82.650 Grant.

82.655 Individual.

82.660 Recipient.

82.665 State.

82.670 Suspension.

AUTHORITY: 41 U.S.C. 701  $\it et\ seq.$ 

Source:  $68 \ FR \ 66557, 66632$ , Nov. 26, 2003, unless otherwise noted.

# Subpart A—Purpose and Coverage

## §82.100 What does this part do?

This part carries out the portion of the Drug-Free Workplace Act of 1988 (41 U.S.C. 701 *et seq.*, as amended) that applies to grants. It also applies the provisions of the Act to cooperative agreements and other financial assistance awards, as a matter of Federal Government policy.

# §82.105 Does this part apply to me?

- (a) Portions of this part apply to you if you are either—
- (1) A recipient of an assistance award from the HHS; or
- (2) A(n) HHS awarding official. (See definitions of award and recipient in §§ 82.605 and 82.660, respectively.)
- (b) The following table shows the subparts that apply to you: